

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MISSOURI**

PURZEL VIDEO GmbH,	)	
	)	
Plaintiff,	)	
	)	Case No. 4:12-CV-02292-AGF
v.	)	
	)	
DOES 1-91,	)	
	)	
Defendants.	)	

**DOE NO. 12's MOTION TO DISMISS**

Pursuant to Federal Rules of Civil Procedure 12(b)(5), 4(m), and Local Rule 7-4:01, Defendant Doe No. 12 and Dameron Color Labs ("Dameron") move to dismiss all claims against Doe No. 12 asserted by Plaintiff Purzel Video GMBH ("Purzel"). Purzel has alleged Doe No. 12 is Dameron. Purzel has failed to serve or prosecute this case against Doe No. 12 and/or Dameron, and the deadline set by the Court for doing so has passed. In support of this Motion to Dismiss, Doe No. 12 and Dameron Color Labs incorporate their Memorandum of Law and the Exhibits attached thereto, as if fully set forth herein.

WHEREFORE, Doe No. 12 and Dameron Color Labs respectfully request the court to dismiss all claims against Doe No. 12 and Dameron Color Labs, for its costs herein incurred and expended, and for such other and further relief as the Court deems just and proper.

Dated: August 22, 2013

Respectfully submitted,

/s/ Theodore R. Bynum, III

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*Attorney for Doe No. 12 and Dameron  
Color Labs*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 22<sup>nd</sup> day of August 2013, a copy of the foregoing was filed electronically with the above captioned court, with notice of case activity to be generated and sent electronically by the Court's CM/ECF system.

/s/ Theodore R. Bynum, III

Attorney